UNITED STATES DISTRICT COURT EASTERN DISTRICT OF NEW YORK	- :
VERA GORFINKEL,	: Case No.: 13-cv-3093 (PKC) (AKT)
Plaintiff,	
-against-	
RALF VAYNTRUB, INVAR CONSULTING LTD., GENOMETRICA LTD. and GENOMETRICA RESEARCH, INC.	; ; ;
Defendants.	<u>:</u>
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DECLARATION OF ROBERT J. KENNEY, JR. IN SUPPORT OF THE MEMORANDUM OF LAW IN COMPLIANCE WITH THIS COURT'S ORDER TO SHOW CAUSE DATED MARCH 24, 2014

- I, ROBERT J. KENNEY, JR. hereby declare under penalty of perjury pursuant to 28 U.S.C. § 1746 that the following is true and correct:
- 1. I am a partner at Blank Rome LLP, co-counsel for Defendants INVAR CONSULTING LTD. ("Invar Consulting"), GENOMETRICA LTD. ("Genometrica Ltd."), and GENOMETRICA RESEARCH, INC. ("Genometrica Research") (collectively, the "Served Defendants"). I am fully familiar with the facts set forth herein and make this Declaration in response to this Court's Order to Show Cause Dated March 24, 2014.
 - 2. Annexed hereto as Exhibit A is a copy of the Initial Complaint.
 - 3. Annexed hereto as Exhibit B is a copy of the Amended Complaint.
 - 4. Annexed hereto as Exhibit C is a copy of the Notice of Removal without exhibits.
 - 5. Annexed hereto as Exhibit D is a copy of Plaintiff's Motion to Remand.

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¹ Defendant Ralf Vayntrub ("Mr. Vayntrub") resides overseas and has not been served with any pleadings despite the fact that this action has been pending for almost one and a half years.

- 6. Annexed hereto as Exhibit E is a copy of this Court's order dated July 2, 2013, denying Plaintiff's Motion to Remand.
 - 7. Annexed hereto as Exhibit F is a copy of this Court's order dated March 24, 2014.

WHEREFORE, the Served Defendants respectfully state that this Court has subject matter jurisdiction pursuant to 28 U.S.C. §§ 1331 and 1338.

Dated: New York, New York April 14, 2014

Respectfully submitted,

BLANK ROME LLP

By: /s Robert Kenney

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